

CITY OF NEWBERG COUNCIL MINUTES
AUGUST 5, 2013
7:00 PM MEETING
PUBLIC SAFETY BUILDING TRAINING ROOM (401 EAST THIRD STREET)

A work session was held prior to the meeting. A presentation was given by Mr. Barton Brierley regarding planning master plans. No action was taken and no decisions were made. All Councilors and the Mayor were present.

I. CALL MEETING TO ORDER

Mayor Bob Andrews called the meeting to order at 7:05 PM.

II. ROLL CALL

Members Present:	Mayor Bob Andrews Ryan Howard Lesley Woodruff	Denise Bacon Stephen McKinney	Mike Corey Bart Rierson
Staff Present:	Daniel Danicic, City Manager Jay Harris, City Engineer Barton Brierley, Planning & Building Dir.	Terrence Mahr, City Attorney Norma Alley, City Recorder DawnKaren Bevill, Minutes Recorder	
Others Present:	Debbie Headley, Fred Gregory, Andy Becker, Jerry Dale		

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed.

IV. CITY MANAGER'S REPORT

Mr. Dan Danicic said staff will be sending out the citizen satisfaction survey to 2,500 random citizens by mid-week with a closing date of August 23, 2013. The Newberg Graphic will be notified. The survey is available for any Newberg citizen to fill out on the website and a Spanish language version will also be available.

V. PUBLIC COMMENTS

Mayor Andrews opened the public testimony.

Ms. Debbie Headley stated the city council declared Newberg a peace community over a year ago and asked if a peace pole could be placed in Francis Square. The pole is eight feet tall and the peace village will be paying for it. Ms. Headley worked along with a variety of churches, George Fox University, Rotary, and businesses of all sizes that were involved in the peace camp for children. Through the process she observed how strong Newberg citizens are in their peacemaking efforts. She proposed the pole be in English, Spanish, Japanese and Mandarin. If approved, a ceremony or observance could be held on the International Day of Peace on September 21, 2013, to dedicate the pole in the square.

Mr. Fred Gregory represents George Fox University and explained students have painted a mural on the west side of the Climax building that unfortunately conflicted with some Newberg sign codes. Facilitation is needed to allow public art to be viewed differently from signage on the side of buildings. They are asking for a way to thoughtfully consider in allowing this type of art to be displayed.

Mr. Andy Becker from Climax stated George Fox University interns have been an asset to the company and the mural captures the forty-six year history of the company in Newberg. The art work shows the growth of the company. Mr. Becker asked for consideration to place the mural on the building.

VI. CONSENT CALENDAR

1. Consider a motion adopting **Resolution No. 2013-3067** approving an increase in the FireMed Membership Fee from \$45.00 to \$52.00, effective September 1, 2013.
2. Consider a motion approving the July 1, 2013, city council meeting minutes.

MOTION: **Howard/Bacon** moved to adopt the consent calendar including **Resolution No. 2013-3067** approving an increase in the FireMed Membership Fee from \$45.00 to \$52.00, effective September 1, 2013; and approving the July 1, 2013, city council meeting minutes. Motion carried (7 Yes/0 No).

VII. PUBLIC HEARINGS

1. Consider a motion tentatively approving the vacation of right-of-way property on Ninth Street and directing staff to prepare an ordinance for final consideration.

TIME – 7:21 PM

Mayor Andrews introduced the legislative hearing in its first reading and called for any conflicts of interest or abstentions; none appeared.

Mr. Barton Brierley, planning & building director, presented the staff report (see official meeting packet for full report). Staff recommended city council direct staff to prepare an ordinance for final approval after the exhibits and utility easements have been submitted and revised by staff.

Mayor Andrews opened public testimony.

Mr. Jerry Dale is a member of Airpark Properties LLC and asked for city council's support of the vacation. No questions were brought forward for Mr. Dale.

MOTION: **Corey/Bacon** tentatively approving the vacation, conditional upon: (1) Airpark Properties, LLC supplying by November 5, 2013, legal descriptions and exhibits prepared by a surveyor of the area to be vacated and any necessary utility and access easements as noted in the previous July 5, 2011, tentative approval. The utility easements should be placed over the actual utility lines, instead of covering the entire right-of-way. (2) Airpark Properties coordinating with PGE and paying costs to remove the existing streetlight in the right-of-way, unless the Normans request the streetlight remain. Direct staff to prepare an ordinance for final approval after the exhibits and utility easements have been submitted and reviewed by staff. Motion carried (7 Yes/0 No).

2. Consider a motion adopting **Resolution No. 2013-3062** approving a hardship request for water service to 4001 and 4213 NE Aspen Way.

TIME – 7:36 PM

Mayor Andrews introduced the legislative hearing in its first reading and called for any conflicts of interest or abstentions; none appeared.

Mr. Jay Harris, city engineer, presented the staff report accompanied by a PowerPoint presentation (see official meeting packet for full report). Staff recommended adoption of Resolution No. 2013-3062.

Councilor Howard asked when the properties were developed and how long water services were received. Mr. Austin stated his family has owned the properties for four years, but they were built over 20 years ago. Councilor Howard finds this request inconsistent with the city code regarding annexation. Mr. Harris stated it is a standard form used by staff for several years. The properties are outside the Urban Growth Boundary and will not be developed in the near future.

MOTION: Rierson/Bacon adopting **Resolution No. 2013-3062** approving a hardship request for water service to 4001 and 4213 NE Aspen Way. Motion carried (7 Yes/0 No).

3. Consider a motion adopting **Resolution No. 2013-3063** approving the sale of a portion of city property to ODOT for right-of-way purposes.

TIME – 7:53 PM

Mayor Andrews introduced the legislative hearing in its first reading and called for any conflicts of interest or abstentions; none appeared.

Mr. Jay Harris, city engineer, presented the staff report accompanied by a PowerPoint presentation (see official meeting packet for full report). Staff recommended adoption of Resolution No. 2013-3063.

Mayor Andrews opened and closed public testimony as there was no one to testify.

MOTION: Corey/Rierson adopting **Resolution No. 2013-3063** approving the sale of 9.74 acres of City property to ODOT for right-of-way purposes, \$995,991.00; approving the sales agreement and authorizing the city manager to execute all necessary documents to complete the sale. Motion carried (7 Yes/0 No).

VIII. EXECUTIVE SESSION

TIME - 8:00 PM

Executive Session pursuant to ORS 192.660(2)(h) to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed – concerning personnel issue.

Executive Session was held with all councilors, the mayor, city manager, and city attorney present; no action was taken and no decisions were made.

Mayor Andrews closed the Executive Session and opened the public meeting at 10:10 PM.

IX. COUNCIL BUSINESS

TIME – 10:10 PM

Councilor Woodruff would like to see the peace pole in Francis Square. Mayor Andrews requested Austria be included on the pole as a sister city.

MOTION: Woodruff/Bacon moved for staff to move forward to work with Debbie Headley or the appropriate person to install a peace pole in Francis Square. Motion tabled.

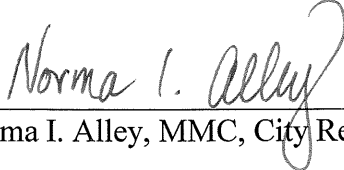
MOTION: Howard/McKinney to table the peace pole decision until the next scheduled meeting. Motion carried (7 Yes/ 0 No).

MOTION: Andrews/Howard for staff to pursue sign code language for murals and report back to city council. Motion carried. (7 Yes/ 0 No)

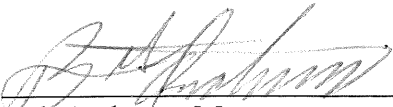
X. ADJOURNMENT

Meeting adjourned at 10:26 PM

ADOPTED by the Newberg City Council this 7th day of October, 2013


Norma I. Alley, MMC, City Recorder

ATTEST by the Mayor this 10th day of October, 2013.


Bob Andrews, Mayor